

**BOARD OF REGISTRATION IN PHARMACY  
PHARMACY BOARD MEETING MINUTES  
TUESDAY, JUNE 08, 2004  
239 CAUSEWAY STREET, ROOM 206  
BOSTON, MASSACHUSETTS 02114**

Present: James T. DeVita, R.Ph., Pres., Karen Ryle, R.Ph., M.S., Secy, Harold Sparr, R.Ph., M.S., Marilyn Barron, MSW, Public Member, and Donna Horn, R.Ph. Absent: Daniel Sullivan, R.Ph.

Staff present: Charles R. Young, R.Ph., Exec. Dir., James D. Coffey, R.Ph., Assoc. Dir., Susan Manning, J.D., Counsel, Carolyn Reid, Admin. Asst., Leslie Doyle, R.Ph., Healthcare Supervisor, James Emery, Healthcare Investigator, and Sarah Westerling, Intern.

**AGENDA ITEMS**

1. 9:30 a.m. Call to Order – Pres. James DeVita, R.Ph.
  2. 9:35 a.m. New Board appointee Steven Budish to attend June 22, 2004 meeting.
  3. 9:40 a.m. Review of Minutes from a previous meeting  
Motion/Sparr to accept May 04, 2004 minutes. Second/Ryle. Motion carried.
  4. 9:45 a.m.  
Report of Offices
    - a) Office of Investigations
      - i) File Review – Healthcare Investigators Doyle and Emery.
    - b) Board counsel – pending legal matters – Manning.
      - i. Kevin Gill – Request for appearance before Board re: license status.
- 10:00 a.m. - Motion/Sparr to enter Executive Session. Second/Ryle. Vote: Unanimous in favor.
- Motion/DeVita to deny request for appearance before Board based on Board's decision and order dated November 12, 2003. Second/Sparr. The Board voted unanimous in favor: James T. DeVita, R.Ph., Karen Ryle, R.Ph., M.S., Harold Sparr, R.Ph., M.S., Donna Horn, R.Ph., Marilyn M. Barron, MSW, Public Member.
- 10:15 a.m. - Motion/Sparr to exit Executive Session. Second/Ryle. Vote: Unanimous in favor.

- ii) In the matter of SA-PH-03-034- Andrew Akladiss, Pharmacy Intern  
Recused - DeVita - exited meeting room.  
Review and discussion of investigative conference on May 18, 2004.  
Motion/Sparr to open complaint. Second/Ryle. Motion carried.

5. 10:30 a.m.

Report of Committees

a) Strategic Planning / Grid Management

- i) Regulation update - Manning  
DPHL Dir. Pontikas has reviewed proposed revisions for forwarding to DPH Legal.
  - ii) Oral and written proficiency requirement correspondences - DeVita  
General discussion of board members concerns re: oral proficiency of pharmacy school graduates. Suggested that Jack Reynolds, Pharm.D., Professor and Chair from Northeastern University and Mehdi Boroujerdi, Ph.D., Dean of Pharmacy from Mass. College of Pharmacy attend future meeting for discussion of oral and written proficiency requirements for graduates..  
Motion/Sparr establish committee to review oral and written proficiency issues (board members, students, college staff). Second/Horn. Vote: Unanimous in favor.
  - iii. Best Practice Recommendation update - Coffey  
No. 22 added to website dated May 4, 2004.
  - iv. Immunization update - Young  
Public Health Council meeting is scheduled for July 2004. Young will request project be moved from pilot status to approved program.
- b) Newsletter - 7/1 deadline for August newsletter.  
Topics suggested include immunization, continuing education, pharmacist renewals, counterfeit drugs, best practice recommendations, and pharmacy technicians. Forward proposals to Young.

6. 11:30 a.m. Old Business for discussion

- a) Pharmacy technician applicant - Louis G. Artzberger, R.Ph. (PH Lic. No. 15831 - surrendered 12/14/1993) - no action by applicant post notice from Board of requirements.  
Motion/Sparr to deny application. Second/Horn. Vote: In Favor - Sparr, Horn, Ryle, Barron. Oppose: DeVita. Motion carried.
- b) Board decision in the matter of PH-03-063 - James V. Gagnon II

(Lic. No. 20659, exp. 12/31/2004). Motion/DeVita propose voluntary surrender. Second/Sparr. Vote: Unanimous in favor.

- c) On-line renewal project update – Assoc. Dir. J.D. Coffey  
Board continues to evaluate programs for on-line renewal – anticipated to commence during the renewal period of October 2004.

7. 12:00 p.m. New Business for discussion

- a) DPH / DHPL Code of Conduct – Board members requested to review and sign code of conduct forms.

- b) Request for Advisory Opinions

Louis & Clark Pharmacy re: filling prescription for employee family members.

Motion/Ryle to approve as family member is considered to be “affiliate” consistent with Board regulations. Second/Barron. Vote: Unanimous in favor.

- c) Bosede M. Adebisi re: MA licensure requirements.

Motion/Horn to require 750 hours registered as an intern, NAPLEX and MPJE. Also, PCS verification of university graduation. Second/Sparr. Vote: Unanimous in favor.

- d) William A. Beaulieu re: pharmacy licensure.

Motion/DeVita to advise Beaulieu to file application to the Board and schedule appearance. Second/Sparr. Vote: Unanimous in favor.

- e) Overview of the A.C.P.E. accreditation experience – Barron

Board members thanked Barron for the information she provided and participation in committee work.

8. 12:30 p.m. – 1:30 p.m. Lunch

Motion/DeVita to adjourn for lunch. Second/Horn. Vote: Unanimous in favor

9. 1:30 p.m.

Application for Licensure as a New Pharmacy

**Sullivan's Health Care, Inc.** 30 Belgrade Avenue, Roslindale, MA

02131 - pharmacy includes a central intravenous admixture service and a compounding room

Present: Proposed Manager of Record - Timothy D. Fensky, R.Ph. (Lic. No. 22090 exp. 12/31/2004); Owner, Gregory H. Laham, R.Ph. (Lic. No. 15883 exp. 12/31/2004); and George R. Jabour, Esq.

CEs: compliant

Sullivan Pharmacy (20 years at same address) seeks new retail pharmacy license -longterm care services will be located/provided on different floors in same building. They will operate separately -staff, inventories, computer systems, and alarm systems. Will post appropriate signage for the public. Motion/Sparr to approve subject to inspection. Second/Ryle. Vote: Unanimous in favor.

10. Lynn Community Health Center -- May 10, 2004, DPH/DHCQ approval of special project to continue the pharmacy satellite located at at eaton Apothecary.  
Motion/Sparr approval for extension for Lynn Community Health Center.  
Second/Barron. Vote: Unanimous in favor

Ryle is interested in attending NABP Fall Conference - November 12-14, 2004.  
Request deadline June 4, 2004.

11. Motion/DeVita to adjourn meeting. Second/Sparr. Meeting adjourned.

Respectfully submitted by:

 8.3.2004  
Executive Director Date

Reviewed by counsel: June 12, 2004  
Draft approved: June 12, 2004  
Board approved: July 13, 2004

## EXECUTIVE SESSION MINUTES

Time: 10:00 a.m. Agenda Item 4.

i) Motion/Sparr to enter Executive Session. Second/Ryle. The motion carried.

In the matter of PH-93-105, Registrant, Kevin Gill, License No. 16858.

Board counsel reviewed letter from Kevin Gill to Board.

Board discussed request and denied request for appearance before Board based on Board's decision and order dated November 12, 2003. The Board voted unanimously in favor: James T. DeVita, R.Ph., Karen Ryle, R.Ph., M.S., Harold Sparr, R.Ph., M.S., Donna Horn, R.Ph., Marilyn M. Barron, MSW, Public Member.

Motion/Sparr to exit Executive Session. Second/Ryle. Motion carried.

Vote: Unanimous in favor.